IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

WRIT PETITION NO. 792 (MS) OF 2006

Km. Archana Bisht,
D/o Shri Laxman Singh Bisht (minor)
Through her father Sri Laxman Singh Bisht,
S/o Sri Jagdish Singh Bisht,
R/o Adarsh Vihar Colony,
Srinagar Road, Pauri Garhwal.

.....Petitioner.

Versus

1. State of Uttaranchal, through Secretary Education, Secretariat, Subhash Road, Dehradun.
2. District Education Officer, Pauri, District – Pauri Garhwal.
3. Uttaranchal Intermediate and High School Education Board through Additional Secretary, Uttaranchal Examination Council, Ramnagar, District Nainital, Uttaranchal. .....Respondents.

Dated: 27.06.2006

Hon'ble Rajesh Tandon, J.

Heard Sri Viond Nautiyal & Sri Atul Bahuguna, Advocate for the petitioner, Standing Counsel for the respondent nos.1 and 2, Sri V.K. Bisht, Sr. Advocate, assisted by Sri Sushil Vashisth, Advocate for the respondent no.3.

By the present writ petition, the petitioner has prayed for a writ of mandamus commanding the respondents to rechek, recount, scrutinize or revaluate the copy of the daughter of the petitioner in Intermediate Examination 2006 in Physics

Subject, who appeared in the examination from Government Girls Intermediate College, Pauri, District Pauri Garhwal. Further prayer has been made for a writ of mandamus directing and commanding the respondents to issue fresh computerized Marksheet and Certificate to the daughter of the petitioner after rechecking, recounting, scrutinizing or revaluation of the copy of Sanskrit subject.

The matter is fully covered by the judgment and order passed by this Court in Writ Petition No. 708(ms) of 2006 Km Chitra Tripathi Vs Uttaranchal Shiksha Evam Pariksha Parishad and others.

Thus, the respondent no. 2 is directed to get the scrutiny done of the answer book of Sanskrit subject in accordance with the aforesaid judgments where it has been held that there should be transparency of the marks and the daughter of the petitioner may not be deprived from his legitimate claim.

Respondent no. 2 is directed to get the scrutiny of Physics done by a Competent Examiner within a period of six weeks from the date of production of certified copy of the order.

Writ petition is disposed of. No order as to costs.

(Rajesh Tandon, J.)

27.06.2006
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